

UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MASSACHUSETTS

Civil Action No. 04-12008-RGS

KENNETH PORTER,
Plaintiff,

v.

TERC

Defendant.

STIPULATION OF DISMISSAL WITH PREJUDICE

The parties to the above-captioned action hereby agree and stipulate that all claims alleged and that could have been alleged in the above-captioned action be dismissed, with prejudice, without costs, all parties waiving their rights to appeal.

KENNETH PORTER
By his attorneys,

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TERC,
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Dated: August 29, 2005